Docket No.

239466US0

#### IN THE ES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

SERIAL NO: 10/813,056 Maria DALKO, et al.

GAU:

1617

FILED:

March 31, 2004

**EXAMINER:** 

FOR:

COMPOSITIONS SUITABLE FOR TOPICAL APPLICATION TO THE SKIN

# **INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97**

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

Applicant(s) wish to disclose the following information.

#### REFERENCES

- The applicant(s) wish to make of record the references cited in the attached Japanese Office Action and listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

### **RELATED CASES**

- Attached is a list of applicant's pending application(s), published application(s) or issued patent(s) which may be related to the present application. In accordance with the waiver of 37 CFR 1.98 dated September 21, 2004, copies of the cited pending applications are not provided. Cited published and/or issued patents, if any, are listed on the attached PTO form 1449.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

#### **CERTIFICATION**

- ☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

## DEPOSIT ACCOUNT

Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND.

& NEUST MAIER. 29T. P.C.

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ATTY DOCKET NO. SERIAL NO. Form PTO 1449 U.S. DEPARTMENT OF COMMERCE (Modified) PATENT AND TRADEMARK OFFICE 239466US0 10/813,056 **APPLICANT** LIST OF REFERENCES CITED BY APPLICANT Maria DALKO, et al. **GROUP** FILING DATE March 31, 2004 1617 **U.S. PATENT DOCUMENTS EXAMINER** DOCUMENT SUB FILING DATE CLASS DATE NAME INITIAL CLASS IF APPROPRIATE NUMBER 2004/0198977 RICHARD ET AL. AA 10-07-04 AB 5,175,340 12-29-92 FORESTIER ET AL. 05-02-95 FISCHER ET AL. AC 5.412,120 ΑD 2004/0048785 03-11-04 DALKO ET AL. ΑE AF AG ΑH Αl AJ AK AL AM AN **FOREIGN PATENT DOCUMENTS TRANSLATION** DOCUMENT DATE COUNTRY NUMBER YES NO 2 852 009 09-10-04 FRANCE w/Attached English Abstract Х AO AP 2000-344614 12-12-00 JAPAN w/Attached English Abstract Х х AQ 5-271153 10-19-93 JAPAN w/Attached English Abstract JAPAN w/Attached English Abstract Х AR 2-59541 02-28-90 01-10-90 EUROPE w/Attached English Abstract Х AS 0 350 386 х AT 2004-262943 09-24-04 JAPAN w/Attached English Abstract JAPAN w/Attached English Abstract Х 2004-525877 08-26-04 ΑU (corresponds to WO 02/051828) JAPAN w/Attached English Abstract Х ΑV 2001-172274 06-26-01 OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.) L Anderson et al. "Carbohydrate Rearch," Volum 257, No. 1, (1994) p. 81-95. AW ΑX AY ΑZ Additional References sheet(s) attached **Date Considered** Examiner \*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.